

## NO APPEAL BY MAYOR. GALE SWEEPS THE LAKES. COLUMBIA BARS FOOTBALL

## WILL ACCEPT RECOUNT. FOUR DEATHS ON WRECK.

## Justice Amend Sets Friday for New Great Property Damage—Others May Be Lost.

Mayor McClellan said yesterday that he would not appeal from the decision of Justice Amend ordering the opening of the ballot boxes and a recounting of the ballots where necessary to verify the returns on election night. This ought to expedite the recount and enable the contest to get through with all contested cases before the end of the present year.

Following a call from ex-Judge Parker yesterday, Mayor McClellan was asked as to the nature of the contest and as to whether there would be an appeal from the decision of Justice Amend of the Supreme Court to open the ballot boxes.

"I have instructed Judge Parker, who is my personal counsel, not to appeal from Justice Amend's decision," said the Mayor, emphatically.

Replying to the question whether that meant in case all the ballot boxes should be ordered opened, the Mayor said:

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Arthur McCausland, private secretary to ex-Judge Parker, said that Assistant Corporation Counsel Butts, who appears for the various boards of elections in the contest, said that there would be a consultation between Corporation Counsel Delany, and ex-Judge Parker later, when it would be decided whether or not there ought to be an appeal taken from the orders to the Appellate Division in behalf of the Board of Inspectors and the Board of Elections.

Justice Amend, who on Monday granted the applications made by counsel for William R. Hearst, John Ford and J. G. Phelps Stokes, candidates for Mayor, Controller and President of the Board of Aldermen, respectively, on the Municipal Ownership League ticket, for the opening of the ballot boxes in five election districts, yesterday handed down his formal order.

The ballot boxes to be opened are those of the 6th and 10th Election Districts of the 2d Assembly District, the 2d Election District of the 6th Assembly District, the 3d Election District of the 4th Assembly District and the 11th Election District of the 1st Assembly District.

The orders direct the inspectors of election of the various districts to report at Special Term, Part I, of the Supreme Court, at 2 p. m., on December 1, and recount and canvass the ballots hanging in the respective districts in the way prescribed by law and to make a true return to the court.

The recount is to include the void and protested ballots, which, by the way, are now being counted before Justice Giegerich. The orders also state that the persons permitted by law shall be present at the recount and also counsel for the parties interested.

Justice Amend in his order also directs the County Clerk to produce in court the envelopes containing the void and protested ballots now in his possession and also orders the Board of Elections to produce the ballot boxes containing the votes of said districts now in its possession.

He also orders that blank statements of canvass and blank sheets for tallying the votes be furnished for the use of the clerks.

The orders conclude by stating that the inspectors of election shall make the returns to the court on December 4 as to how they have fulfilled the duty.

Process servers were sent out last night by Clarence J. Shearn, senior counsel for Mr. Hearst, with processes to be served upon the election inspectors and poll clerks involved. It is feared by Mr. Shearn that many of these inspectors and poll clerks will be arrested.

Within forty-eight hours, according to one of the principal counsel retained by Mr. Hearst, application will be made to the court for the opening of the ballot boxes in the 1st to the 7th and involving from 500 to 600 election districts. These will be opened for the first time since the first five were test cases and it is expected that on these grounds all will be granted.

The five orders signed yesterday have no clause in them as to a stay. If the court grants the orders, the election inspectors will be ordered to open the ballot boxes in the five districts named. The orders also direct the County Clerk to produce in court the envelopes containing the void and protested ballots now in his possession and also orders the Board of Elections to produce the ballot boxes containing the votes of said districts now in its possession.

He also orders that blank statements of canvass and blank sheets for tallying the votes be furnished for the use of the clerks.

The only candidate who is gaining votes is Mr. Hearst, who, since the election, has had many decided in his favor.

GROUT WILL OPPOSE M'CARREN.

Plans on Foot to Reorganize Democratic Party in Kings County.

Confirmation of the report, published in The Tribune yesterday, that Controller Grout had fallen out with Senator McCarren and would probably join a movement directed against the latter's leadership of the Democratic party in Kings County, was obtained from several district leaders yesterday.

According to the plan of the reorganization, the party in Kings County. In addition to Controller Grout, Edward Swanson, former Borough President, and John J. McCarren, former Mayor, are to be the main forces in the movement.

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Duluth, Minn., Nov. 28.—One life lost, three others believed to have perished and the big ore carrier Mataafa, of the Pittsburgh Steamship Company, wrecked, tells the tale of the most thrilling and spectacular marine disaster at the head of the lakes in recent years. The steamer is resting in fifteen feet of water within 100 yards of the shore, while the remaining twenty-seven members of its crew are being subjected to the fury of the wind and wave until daylight comes. After the ship grounded three of the crew who were aft made the journey to the forepart of the craft, followed by a fourth, who retreated after having been washed off the deck and nearly into the lake. He caught a projection, however, and crawled back to the deck, thence to the boat's stern. The spectacle was witnessed by 10,000 spectators on shore. Efforts to rescue the crew were practically abandoned at midnight by the life saving crew. The night was bitter cold, a northeast wind blew at the rate of fifty-five miles an hour and a heavy snowstorm made it impossible to work to any advantage. Three times lines were shot out to the stranded craft, but the men on board failed to reach them, and so were left to their fate.

Huddled in the plutohouse are believed to be most of the crew, and it is believed that they will be saved by morning, providing the gale does not increase.

The Mataafa left Duluth at 5 o'clock last night with the Naamych in tow. The storm was so severe that she was forced to turn back. A mile or two out in the lake she left the Naamych, which immediately anchored, and came on alone, endeavoring to make the entry, but the lateral roll of the waves threw her starboard and she struck the north pier fairly on the end, almost squarely with her nose, which was badly battered by the collision. A moment later she veered off slightly with her bow headed between the canal piers. She had swung quartering to the waves, however, and was unable to proceed more than a few yards.

At the entrance the waves were almost mountainous in height, and great clouds of water kept sweeping the laboring vessel from stem to stern. It soon became evident that she would be unable to make the harbor. At this point an effort was made to turn her out into the lake again, but the attempt was in vain. As the gale headed toward the lake again she turned almost completely around with her nose toward shore. She cleared the pier and went on the beach broadcast.

Every wave swept completely over the boat. There, thousands of people watching them, almost within a stone's throw, and unable to do anything, the poor fellows huddled on the stern of the boat awaiting rescue. The life saving crew was at the wreck of the England and did not reach the Mataafa until nearly 6 o'clock. By that time the stern was almost under water.

Detroit, Nov. 28.—Lake Superior from Duluth to the Soo, the upper peninsula of Michigan, the upper ends of Lakes Huron and Michigan and the northern counties of lower Michigan have been swept last night and to-day by a terrific wind and snow storm. The blizzard raged with a velocity of from 40 to 60 miles an hour, and all the harbors from Port Huron north on Lake Huron and from Sault Ste. Marie north on Lake Superior are filled with vessels which have run in for shelter.

Marquette reports an unusually heavy snowfall for this time of year, with drifts so high that train and traction service is impeded and greatly delayed.

Tremendous seas are running on Lake Superior off Marquette Harbor, and more than a dozen vessels are riding out the gale inside the breakwater there.

The greatest damage reported from Lake Huron was that of the gale at Alpena. The waterlogged barge Harvey Bissell, which was tied at a dock, was torn to pieces by the gale; the barge Vinland broke away from her consort and is aground, and the small passenger and freight steamer City of Holland, went on the rocks while trying to make the harbor at Rogers City. The passengers and crew were taken from the steamer in safety by a crew from shore.

More than a dozen vessels are in shelter at Port Huron at the lower end of Lake Huron. A small schooner, the J. M. Spaulding, was unable to make the harbor to-day, and went on the beach near Port Gratiot. The crew of four men reached shore safely in their yawl boat.

From Fort William, Ontario, on the north shore of Lake Huron, a steamer, the Superior, was beached by the Canadian steamer Rosemount inside of the Welcome Islands. Her crew are understood to be in little danger.

Milwaukee, Nov. 28.—The fiercest windstorm in many years prevailed on the Great Lakes last night and to-day, causing much damage to shipping and other property.

The government lighthouse and fog signal building at the end of the Milwaukee Breakwater pier was battered by the high seas and the assistant keeper, William Foster, was rescued with difficulty by the life savers. Mr. Foster told a thrilling story of his experiences.

In all my experience on the lake, I have never seen a worse storm, he said. "About 5 o'clock the sea began breaking over the house, and the thunder of the waves was something awful. It was about 7:30 when I stood at the east window looking out on the lake. I saw a particularly large wave coming, which I saw was certain to hit the house. Involuntarily I grasped the stanchion, and it was to that act that I owe my life. The wave struck the house with a tremendous force, and the east wall, carrying away with it all the windows and doors and bursting open the door on the west side.

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## Continued from first page.

It was learned that some of those who had played on the team were not bona fide students, but persons brought into the University simply to play football.

BIG LIST OF CRIPPLES.

The matter was given a wide publicity through the newspapers and as a result Columbia University was pointed out as a place where the sports were not pure.

Since that time the question of eligibility has been put in the hands of a graduate athletic committee, of which Francis S. Bangs is chairman. This committee has a strict supervision of those who play on the teams.

In addition the committee feels that the injuries to Columbia men this year have been sufficient to warrant the abolishment of the game. Besides the twisted spine which Douglas Carter received in the game against Pennsylvania last Saturday, almost every other man on the team has been injured more or less seriously and some of them two or three times, and Armstrong wrenched both knees and had his back badly injured in the Wesleyan game.

Hodgkinson hurt a tendon in his leg, Post broke his arm and Browne received a wrenched knee and a broken collarbone.

Von Saltau was laid up with a broken foot besides an attack of water on the knee. Ryan, Algetinger and Ross all received wrenched ankles; Duden wrenched his knee, Miner dislocated his shoulder and W. Fischer was kicked on the head besides wrenching his elbow.

Fowler was attacked by water on the knee, and Barager had the same trouble. Donovan badly wrenched his knee, Escheverria received a bad cut over his eye and Naeltling strained his stomach and was afflicted with a temporary partial paralysis of the left side. Helmrich had an attack of water on the knee. This makes a long hospital list and one which would create a sensation if brought about in any other way.

In addition to this loss to studies and consequent fall in academic standing has been far from small. Last year R. S. Stangland, who was captain, did practically no academic work. In the early part of the season he devoted himself exclusively to football, and later received injuries which compelled him to leave the city for some time. This year Captain Fischer has devoted some time to his academic work, although in his case, as in the case of every man on the team, several hours of each day have been spent in practice on the gridiron. After the practice many of the men say that they are too tired to study, even if they have the time.

The consequent falling off in academic work is large. Some of the members of the team have been compelled to drop back a year, or even more. Largely as a result of football, T. J. Thorpe, who was elected captain this year, got so far behind in his work that he was dropped from the university, and Carter was so far behind in his college work that he was debarred from the team, but by devoting himself exclusively to study for several weeks he passed his examination and was declared eligible.

The action of the committee is so definite as to make it playing of the present game an almost impossible thing for a student at Columbia. By abolishing the football association the committee has taken away the mainstay of the game. The association, of which T. Ludlow Christie was graduate treasurer, had complete control of the sport. Without the controlling body the game cannot be carried on, and at the meeting last night it was stated that in the future the game will be played by the association itself with a game as representing the college will render himself liable to suspension.

The action of the committee will come as a severe blow to the football association and to the students in general. In the years that football has been played at Columbia, the financial profits have been large. All the big games have been attended by big crowds, and the admission fee was \$2 apiece. Often as many as 15,000 or 20,000 persons have attended one of the big games at American League Park. In this way the association has been enabled to contribute to other sports, especially to the crew, which has to depend on subscriptions entirely for its support.

There is a big sentiment among the students for the continuance of the sport, and the action of the present committee is sure to meet with wide disapproval.

HARVARD MAY ACT.

Overseers Likely to Take Up Football Reform.

The announcement yesterday afternoon that the Harvard overseers are practically certain at the next meeting on December 13 to take up the question of football reform brought much joy to the hearts of those interested in the great American college game.

It has been recognized that the hope of reform lies with the three leading universities, Harvard, Yale and Princeton, and that if they do nothing it will remain for the smaller institutions either to drop out of the game altogether or else to follow the big fellows in the present bone breaking contest. If one of the big three could be induced to take up the question there would be hope of reform. Without them there would be no hope of good to come except in sporadic instances, where some college, more independent than its fellows, ventured to abolish the game.

To Harvard the eyes of the optimists have turned for that avenue of hope that seemed elsewhere closed. Yale has expressed itself satisfied with Walter Camp, and has said that it sees no reason for a change. Princeton has asked for a revision of the rules by a competent authority.

What is your own opinion, Mr. Wetmore?" he was asked.

"I replied, 'am strongly in favor of a revision of the rules. I do not think that the game should be continued as it is at present played. Of course, I am not familiar with the rules now. Football is a different thing to-day from what it was twenty years ago, when I was at college, and I know it to-day only from a spectator's point of view, but I should say that a change is needed.'

It seems probable to me that the overseers will call before them a competent authority and hear what those best in a position to speak have to say about the situation. It may be that a radical change in the rules is required, and it may be that the overseers will consider the present rules strictly. I do not know, and I am not in a position to say what direction the reform will take, but I am to be a judge upon this question. I will take pleasure in informing myself before the meeting of the board.

"The Harvard overseers," he continued, "are the most truly deliberate body I know. Living so close to the game, there is little opportunity for an exchange of views except at the regular meetings, and the consequence is that all subjects brought before us must be decided as the result of argument and deliberation. You may be sure that this situation, as all others, will be thoroughly thrashed out before any decision is reached by the board."

Wetmore intimated that he might bring the subject of football before the meeting himself.

"If the subject is not introduced in any other way," he was asked, "will you bring it before the meeting, Mr. Wetmore?"

"I cannot say that," he replied. "I cannot undertake to say what my action will be. But I will be particular to be present at the next meeting."

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meeting of the overseers, and I have no hesitation in saying that it is extremely probable that football will be considered at the meeting."

Francis S. Bangs, chairman of the committee on athletics of Columbia University, was much interested last night in Mr. Wetmore's statement.

"There are a great many small institutions," he said, "that will follow the lead of Harvard, Yale and Princeton, and they will have a wide influence on football. If there is no reform by them doubtless many of these lesser colleges and universities will continue playing football in the same old way. While if they do take some action, these smaller institutions will at once follow the lead."

But the big three may say that they will not reform until they see some action on their part. Well, there is then but one thing to do. Football becomes immediately, as it really has been all along, a local question for each institution to decide for itself. In the last analysis, each college must decide whether and on what terms it will permit the game. Of course, it is a great national college game, and there should be concerted action, but the hope for change seems to rest so entirely with these three universities that there seems to be nothing for the others to do except to follow the game unless a change is made. I believe that the force of public opinion will compel a change."

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